



**Sent:** Wednesday, January 07, 2015 4:01 PM  
**To:** Vendlinski, Tim  
**Cc:** Kemmerer, John; Grober, Les@Waterboards  
**Subject:** RE: Agenda for Friday's SWRCB-EPA Coordination Meeting

Hi Tim,

Happy New Year to you as well. I will not be at the EPA meeting on Friday because I have a BDCP meeting at the same time. Les will be attending the meeting instead so I'm ccing him.

Regarding the X2 trigger, the board is not independently considering any changes at this time. The drought contingency plan due on Jan 15 may propose changes and we may get a petition to follow, but we'll have to see what we get and the justification before determining what we may want to do. You can share any initial concerns you have with Les and Tom now though. Les is the State Board rep on the Real Time Drought Ops Team so is probably the best contact on that issue anyway.

Regarding the 303(d) policy changes, I don't initially seen anything in the summary (I didn't review the actual changes) that would affect our process. Is there something in particular you have in mind that we should think about?

Regarding the BDCP issues, I think they are fine to discuss at the meeting if you would like. Les and Tom are aware of the issues and can comment as appropriate.

Thanks for the heads up on the issues.

Diane

**From:** Vendlinski, Tim [<mailto:vendlinski.tim@epa.gov>]  
**Sent:** Wednesday, January 07, 2015 2:50 PM  
**To:** Riddle, Diane@Waterboards  
**Cc:** Kemmerer, John  
**Subject:** FW: Agenda for Friday's SWRCB-EPA Coordination Meeting

Hi Diane:

Happy New Year!

We look forward to seeing you Friday.

I'm just writing to coordinate our conversation during the "Bay Delta Update".

You always provide such a nice overview of the Bay Delta WQCP process, so we look forward to your first overview of 2015.

We'd also like your perspective on "drought operations planning" and how it might affect the State's handling of the FEB 1<sup>st</sup> trigger for the X2 salinity/flow objectives.

Finally, if you think the proposed revisions to the 303(d) policy that will be heard by the Board on FEB 3rd will have any relevance to the Bay Delta proceedings, we'd appreciate your insights.

[http://www.waterboards.ca.gov/board\\_info/calendar/index.shtml#jan15](http://www.waterboards.ca.gov/board_info/calendar/index.shtml#jan15)

I think you're well aware of our interest toward listing selected streams for "flow impairments" (at least under 305(b)) where lines of evidence are strong.

For my part, I'd like to flag for the whole group the same observations I shared with you about BDCP when we saw each other at the IEP meeting last December.

Specifically, our intensive technical meetings with DWR and ICF (along with other agencies and consultants) have left us with the impression that BDCP will deliver to DWR and USBR (and the water contractors) substantially increased security for water diversion and conveyance infrastructure, but will only maintain water quality at current conditions (impaired) and slow the rate of decline for resident and migratory fishes (rather than contributing to their recovery).

Strictly speaking, this may well be a permissible project under CWA and ESA, but it seems to be a far cry from the "co-equal goals" and the "Conservation Strategy"<sup>1</sup> that were promised earlier.

DWR (Cassandra) has been adamant that it's not their (DWR and USBR) responsibility to improve water quality in the Delta nor reduce selenium inputs from the SJR basin. We don't agree because we think the largest public/private investment in Delta history should "move the

needle” toward improved WQ conditions. Furthermore, the selenium inputs into the SJR and South Delta have been brought to us by DWR and USBR because they provided the irrigation water to open the westside of the SJV to large-scale agriculture.

With DWR and USBR side-stepping their role in, and responsibility for, WQ impairments, they effectively isolate the State Water Board as a regulatory agency without interagency without allies and partners.

That will only make the already troublesome Bay Delta WQCP proceedings that much more difficult.

Maybe all the State agencies and the Governor's Office favors this approach, but I do think its high time that the stakeholders are above board and transparent about the direction we're all going.

Please let me know if you're O.K. with proceeding with these talking points, or whether you have alternate preferences.

Best Regards, Tim

<sup>1</sup> <http://deltacouncil.ca.gov/>

*“‘Coequal goals’ means the two goals of providing a more reliable water supply for California and protecting, restoring, and enhancing the Delta ecosystem...”*

<http://www.yolowra.org/library/WRA%20Presentation%204-13-09%20-%20Karla%20Nemeth%20BDCP.pdf>

*“Identifies specific actions...including species recovery...”*

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Tim Vendlinski

Senior Policy Advisor:

## Bay Delta Program Manager

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**From:** Kemmerer, John

**Sent:** Monday, January 05, 2015 4:41 PM

**To:** Whitney, Vicky@Waterboards; [thoward@waterboards.ca.gov](mailto:thoward@waterboards.ca.gov); [jsbishop@waterboards.ca.gov](mailto:jsbishop@waterboards.ca.gov); [bevoy@waterboards.ca.gov](mailto:bevoy@waterboards.ca.gov); 'dpolhemus@waterboards.ca.gov'; Crader, Phillip@Waterboards; 'naquino@waterboards.ca.gov'; 'SFredericksen@waterboards.ca.gov'; 'Diane Riddle'; [james.maughan@waterboards.ca.gov](mailto:james.maughan@waterboards.ca.gov); 'Caren Trgovcich'; [john.russell@waterboards.ca.gov](mailto:john.russell@waterboards.ca.gov); [liz.haven@waterboards.ca.gov](mailto:liz.haven@waterboards.ca.gov); [cindy.forbes@waterboards.ca.gov](mailto:cindy.forbes@waterboards.ca.gov); Borowiec, Elizabeth; Diamond, Jane; Smith, DavidW; Hashimoto, Janet; Brush, Jason; Ziegler, Sam; Yin, Christina; Eberhardt, Doug; Fleming, Terrence; Guiliano, Dave; Mitchell, Matthew; Licata, Juanita; Greenberg, Ken; Wampler, David; Vendlinski, Tim; Li, Corine; Woo, Nancy; Sablad, Elizabeth; Keydel, Susan; Montgomery, Michael; Chew, Sandra; Albright, David; Sablad, Elizabeth; Marr, Suzanne; AMARIS, JOSH; Gomberg, Max@Waterboards; Byous, Eric; Ely, Charlotte; TROMBADORE, CLAIRE; Rodriguez, Roberto; Chen, Christopher; Garcia-Bakarich, Luis; Johnson, Kathleen  
**Subject:** Agenda for Friday's SWRCB-EPA Coordination Meeting

Hi Everyone – Here's the agenda for Friday's meeting in Sacramento.

SWRCB-EPA Coordination Meeting

Friday, January 9, 2015

930 – Noon

SWRCB, 1001 I Street, Sacramento

Room 2510

Telephone Conference line:

Dial-In Number: (866) 299-3188

Conference Code: 4159725623

## AGENDA

930 – 950	Bay Delta Update
950 – 1000	106 Grant Update, including status of new in-kind service contracts
1000 – 1010	ULO Update (see attachment)
1010– 1025	Non Point Source Management Plan
1025 – 1040	State Policies/Permits
1040 – 1050	Proposed Revised Listing Policy
1050- 1100	Plans for EPA’s February Stormwater Financing Workshops

1100 – 1110	Workshop on use of AWWA Water Loss Control Software
1110– 1120	Prop 1 Update (including integration w/ SRF)
1120 – 1135	Otay County Water District's international desalinated water supply
1135 – 1150	Coordination on small drinking water system arsenic compliance
1150 – Noon	Wrap-up

John Kemmerer, Associate Director

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